

110TH CONGRESS  
2D SESSION

# H. R. 6406

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IN THE SENATE OF THE UNITED STATES

SEPTEMBER 25 (legislative day, SEPTEMBER 17), 2008

Received

OCTOBER 2 (legislative day, SEPTEMBER 17), 2008

Read twice and referred to the Committee on Agriculture, Nutrition, and  
Forestry

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## AN ACT

To elevate the Inspector General of the Commodity Futures Trading Commission to an Inspector General appointed pursuant to section 3 of the Inspector General Act of 1978.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. INSPECTOR GENERAL OF COMMODITY FU-**  
2 **TURES TRADING COMMISSION.**

3 (a) **ELEVATION OF OFFICE.—**

4 (1) **INCLUSION OF CFTC IN DEFINITION OF ES-**  
5 **TABLISHMENT.—**

6 (A) Section 11(1) of the Inspector General  
7 Act of 1978 (5 U.S.C. App.) is amended by  
8 striking “or the Federal Cochairpersons of the  
9 Commissions established under section 15301  
10 of title 40, United States Code;” and inserting  
11 “the Federal Cochairpersons of the Commis-  
12 sions established under section 15301 of title  
13 40, United States Code; or the Chairman of the  
14 Commodity Futures Trading Commission;”.

15 (B) Section 11(2) of the Inspector General  
16 Act of 1978 (5 U.S.C. App.) is amended by  
17 striking “or the Commissions established under  
18 section 15301 of title 40, United States Code,”  
19 and inserting “the Commissions established  
20 under section 15301 of title 40, United States  
21 Code, or the Commodity Futures Trading Com-  
22 mission;”.

23 (2) **EXCLUSION OF CFTC FROM DEFINITION OF**  
24 **DESIGNATED FEDERAL ENTITY.—**Section 8G(a)(2)  
25 of the Inspector General Act of 1978 (5 U.S.C.

1 App.) is amended by striking “the Commodity Fu-  
2 tures Trading Commission,”.

3 (b) EFFECTIVE DATE; TRANSITION RULE.—

4 (1) EFFECTIVE DATE.—The amendments made  
5 by this section shall take effect 30 days after the  
6 date of enactment of this Act.

7 (2) TRANSITION RULE.—An individual serving  
8 as Inspector General of the Commodity Futures  
9 Trading Commission on the effective date of this  
10 section pursuant to an appointment made under sec-  
11 tion 8G of the Inspector General Act of 1978 (5  
12 U.S.C. App.)—

13 (A) may continue so serving until the  
14 President makes an appointment under section  
15 3(a) of such Act consistent with the amend-  
16 ments made by this section; and

17 (B) shall, while serving under subpara-  
18 graph (A), remain subject to the provisions of  
19 section 8G of such Act which apply with respect

1           to the Commodity Futures Trading Commis-  
2           sion.

Passed the House of Representatives September 24,  
2008.

Attest:                   LORRAINE C. MILLER,  
*Clerk.*